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1/29/02  
v

see att

UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

JOHN D. PERKEY AND  
THERESA M. PERKEY,

Plaintiffs

v.

RELIABLE CARRIERS, INC.,  
DANIEL JOSEPH BEMBEN,  
AND KENT,

Defendants

CIVIL NO. 1:00-CV-1639

(Judge Rambo)

(Magistrate Judge Smyser)

FILED  
HARRISBURG, PA

JAN 28 2002

MARY E. D'ANDREA, CLERK  
PER g/s DEPUTY CLERK

ORDER

The plaintiffs commenced this action by filing a complaint on September 14, 2000. The defendants filed an answer to the complaint on January 29, 2001.


On February 16, 2001, a case management conference was held and a case management order was entered.

On October 12, 2001, the defendants filed a motion for a stay. The defendants asserted that they are insureds of Reliance Insurance Company. On October 3, 2001, the Commonwealth Court of Pennsylvania entered an order of liquidation of Reliance Insurance Company. The Order of the Commonwealth Court stayed for 90 days all proceedings in the

courts of the Commonwealth of Pennsylvania in which Reliance is obligated to defend a party. The Order also requested on comity grounds that courts outside Pennsylvania and federal courts stay for 90 days any suit in which Reliance is obligated to defend a party.

By an Order dated October 26, 2001, the defendants' motion for a stay was granted and this case was stayed for 90 days. That stay has now expired.

AND NOW, this <sup>1<sup>st</sup></sup>28 day of January, 2002, **IT IS HEREBY ORDERED** that on or before February 8, 2002, the parties shall file a joint status report regarding this case. The status report shall include *inter alia* the position of the parties on how this case should proceed.

  
J. Andrew Smyser  
Magistrate Judge

DATED: January 28, 2002.

UNITED STATES DISTRICT COURT  
FOR THE  
MIDDLE DISTRICT OF PENNSYLVANIA

\* \* MAILING CERTIFICATE OF CLERK \* \*

January 28, 2002

Re: 1:00-cv-01639 Perkey v. Reliable Carriers, I

True and correct copies of the attached were mailed by the clerk  
to the following:

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cc:

|                         |     |   |
|-------------------------|-----|---|
| Judge                   | ( ) | ( ) Pro Se Law Clerk                        |
| Magistrate Judge        | ( ) | ( ) INS                                     |
| U.S. Marshal            | ( ) | ( ) Jury Clerk                              |
| Probation               | ( ) |   |
| U.S. Attorney           | ( ) |   |
| Atty. for Deft.         | ( ) |   |
| Defendant               | ( ) |   |
| Warden                  | ( ) |   |
| Bureau of Prisons       | ( ) |   |
| Ct Reporter             | ( ) |   |
| Ctroom Deputy           | ( ) |   |
| Orig-Security           | ( ) |   |
| Federal Public Defender | ( ) |   |
| Summons Issued          | ( ) | with N/C attached to complt. and served by: |

Standard Order 93-5 ( ) U.S. Marshal ( ) Pltf's Attorney ( )  
Order to Show Cause ( ) with Petition attached & mailed certified mail  
to: US Atty Gen ( ) PA Atty Gen ( )  
DA of County ( ) Respondents ( )  
Bankruptcy Court ( )  
Other \_\_\_\_\_ ( )

MARY E. D'ANDREA, Clerk

DATE: 1-28-02

BY: 878  
Deputy Clerk